

**Transportation/Public Works Committee Meeting Minutes**  
**Tuesday, August 14, 2007**  
**4:11 p.m.**  
**Third Floor, City Hall**

**Present:**                      **Chair:** CM Heiner  
                                 **Vice-Chair:** CM Owen  
                                 **Members:** CM Henderson, CM King, CW Ward-Pugh and CM Benson

**Absent:**                              **CW Adams (excused)**

Chairman Heiner announced the members of the committee that were present. A quorum was established.

**Pending Legislation**

[O-177-07-07 AN ORDINANCE AMENDING AND RE-ENACTING VARIOUS SECTIONS OF THE LOUISVILLE METRO CODE OF ORDINANCES \(LMCO\) CHAPTER 50 RELATING TO SEWERS.](#)

**Status:** In Committee - Tabled  
**Committee:** Transportation/Public Works  
**Primary Sponsor:**  
Kelly Downard  
Rick Blackwell

This item was tabled from a previous committee meeting and MSD was requested to return with responses to voiced questions and concerns.

CM Henderson made a motion to untable and was seconded by CW Ward-Pugh. Without objection, the item was untabled and discussion continued.

**Discussion:** Present from MSD to address concerns were Paula Purifoy, Marsha Jenkins, Marion Gee, Roy Flynn. The following points were discussed:

- Section 50.46 B
  - Public Notice and Comment (Hearings)
  - Developer held hearings and work with the Planning Commission (memorandum of understanding)
  - Involvement of DRC – define the scope of the project
  - Description of the current process vs. the proposed changes
  - Recapture agreement
    - Interest paid
    - Pro rata share
    - Rate built into recapture agreement
  - Public Meetings
    - How they were structured
    - Notification to potentially affected property owners
- Section 50.49
  - Question of why it was stricken – MSD is fine with leaving it in
- Section 50.76
  - Questions raised involving the approval of capital improvements program by the Metro Council
    - Projects bonded to be approved by the Council

- Current language is problematic - MSD concerned of incurring fines due to delays
- Some projects are emergency situations
- Project DRY
- Language conflicts with State Statute which requires MSD's board to approve the capital projects but the lenders are looking to their board to approve the projects instead of the Metro Council

The committee concluded the discussion by recommending to re-table the item and continue more discussion at the next committee meeting.

CW Ward-Pugh made a motion to table and was seconded by CM Henderson. By unanimous vote, the item was **TABLED IN COMMITTEE**.

[O-130-05-07 AN ORDINANCE AMENDING CHAPTER 164, WITHIN LOUISVILLE METRO CODE OF ORDINANCES \(LMCO\) TITLE XV, TITLED "SYSTEM DEVELOPMENT CHARGES FOR ROADWAYS."](#)

**Status:** In Committee - Held  
**Committee:** Transportation/Public Works  
**Primary Sponsor:** Hal Heiner

**This item REMAINED HELD IN COMMITTEE.**

[R-247-11-05 A RESOLUTION RENAMING THE SOUTH LOUISVILLE GOVERNMENT CENTER BUILDING IN HONOR OF WILLIAM H. "BILL" WILSON. \(reintroduced 11/21/2006 & 6/14/2007\)](#)

**Status:** In Committee - Held  
**Committee:** Transportation/Public Works  
**Primary Sponsor:** Doug Hawkins

**This item REMAINED HELD IN COMMITTEE.**

Motion to adjourn made by Jim King and seconded by Tom Owen.

Without objection the meeting adjourned at 5:10 P.M.

**\*NOTE: Legislation sent to the Consent Calendar or Old Business will be heard by the Metro Council at the next meeting on August 23, 2007. Full discussion is available on audio by request of the Metro Council Clerk's Office (502) 574-3902.**

**KLP**